

Panaji, 27th May, 1976 (Jyaistha 6, 1898)

SERIES I No. 9

OFFICIAL GAZETTE



GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Finance Department (Revenue)

Notification

Fin(Rev)/2-36/AR/27/76

The following draft amendment which is proposed to be made to the Goa, Daman and Diu Sales Tax Rules, 1964 is hereby published for general information. Notice is hereby given that the said draft amendment will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this notification in the Official Gazette.

All objections and suggestions to the draft amendment may be forwarded to the Under Secretary to the Government of Goa, Daman and Diu, Finance Department, Secretariat, Panaji, before the expiry of 30 days from the date of publication of this notification in the Official Gazette so that they may be taken into consideration at the time of finalization of the proposed amendment.

DRAFT AMENDMENT

In exercise of the powers conferred by section 36 of the Goa, Daman and Diu Sales Tax Act, 1964 (4 of 1964) and all other powers enabling it in that behalf, the Government of Goa, Daman and Diu hereby makes the following Rules so as to further amend the Goa, Daman and Diu Sales Tax Rules, 1964, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa, Daman and Diu Sales Tax (Thirteenth Amendment) Rules, 1976.

(2) They shall come into force from such date as the Government may, by notification in the Official Gazette, appoint.

2. *Amendment of rule 60.*— In rule 60 of the Goa, Daman and Diu Sales Tax Rules 1964, for sub-rule (1) the following shall be substituted, namely:—

“(1) For implementing the provisions of the Act and these rules, the Territory shall be divided into the following six Wards comprised of the areas noted against each:—

- (i) Panaji Ward—Talukas of Tiswadi and Ponda.

- (ii) Mapusa Ward—Talukas of Bardez, Pernem, Bicholim and Satari.
(iii) Margao Ward—Talukas of Salcete, Quepem, Sanguem and Canacona.
(iv) Vasco-da-Gama Ward—Taluka of Mormugao.
(v) Daman Ward—District of Daman.
(vi) Diu Ward—District of Diu.”

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukhatankar, Under Secretary (Finance).

Panaji, 19th May, 1976.

Law and Judiciary Department

Notification

LD/Bill/1/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 15-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 18th May, 1976.

The Goa, Daman and Diu Administration of Evacuee Property (Fourth Amendment) Act, 1976

[Act No. 6 of 1976] [15th May, 1976]

AN

ACT

further to amend the Goa, Daman and Diu Administration of Evacuee Property Act, 1964.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act may be called the Goa, Daman and Diu Administration of Evacuee Property (Fourth Amendment) Act, 1976.

(2) It shall come into force at once.

2. **Amendment of section 4.** — In sub-section (1) of section 4 of the Goa, Daman and Diu Administration of Evacuee Property Act, 1964, the proviso shall be omitted. 6 of 1964

Secretariat,
Panaji,
18th May, 1976.

K. C. D. GANGWANI
Secretary to the Government of
Goa, Daman and Diu
Law and Judiciary Deptt.

Notification

LD/Bill/17/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 15-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 18th May, 1976.

The Goa, Daman and Diu (Legislative Diploma No. 1682 dated 29th November, 1956) (Repeal) Act, 1976

(Act No. 7 of 1976) [15th May, 1976]

AN
ACT

to repeal the Legislative Diploma No. 1682 dated 29th November, 1956.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-seventh Year of the Republic of India as follows: —

1. *Short title and commencement.* — (1) This Act may be called the Goa, Daman and Diu (Legislative Diploma No. 1682 dated 29th November, 1956) (Repeal) Act, 1976.

(2) It shall be deemed to have come into force on the 20th day of December, 1961.

2. *Repeal.* — The Legislative Diploma No. 1682 dated 29th November, 1956 is hereby repealed.

Secretariat,
Panaji,
18th May, 1976.

K. C. D. GANGWANI
Secretary to the Government
of Goa, Daman and Diu
Law and Judiciary Department

Notification

LD/Bill/10/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 15-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 18th May, 1976.

The Goa, Daman and Diu Barge Tax (Amendment) Act, 1976
(Act No. 8 of 1976) [15th May, 1976]

AN
ACT

to amend the Goa, Daman and Diu Barge Tax Act, 1973.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-seventh Year of the Republic of India as follows: —

1. *Short title and commencement.* — (i) This Act may be called the Goa, Daman and Diu Barge Tax (Amendment) Act, 1976.

(ii) It shall come into force at once.

2. *Amendment of Schedule.* — In the schedule appended to the Goa, Daman and Diu Barge Tax Act, 1973 (10 of 1973), for the word and figures "Rs. 7.50", the word and figures "Rs. 15.00" shall be substituted.

Secretariat,
Panaji,
18th May, 1976.

K. C. D. GANGWANI
Secretary to the Government
of Goa, Daman and Diu
Law and Judiciary Department

Notification

LD/Bill/4/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 15-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 20th May, 1976.

The Goa, Daman and Diu Agricultural Indebtedness
(Temporary Relief) Act, 1976

(Act No. 9 of 1976) [15th May, 1976]

AN
ACT

An Act to provide temporary relief from indebtedness to agricultural labourers, small farmers and rural artisans in the Union territory of Goa, Daman and Diu.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-seventh Year of the Republic of India as follows: —

1. *Short title and commencement.* — (1) This Act may be called the Goa, Daman and Diu Agricultural Indebtedness (Temporary Relief) Act, 1976.

(2) It shall come into force at once.

2. *Definitions.* — In this Act, —

(a) "Administrator" means the Administrator of the Union territory of Goa, Daman and Diu

appointed by the President under article 239 of the Constitution;

(b) "agriculture" includes horticulture, dairy farming, pisciculture, forestry, sericulture, bee-keeping, poultry farming and growing of food crops, fruits, vegetables, sugar-cane, ground-nut, coconut, arecanut, cashew and mango;

(c) "agricultural labourer" means a person who follows any one or more of the following agricultural operations in the capacity of a labourer on hire or exchange, whether paid in cash or in kind or partly in cash and partly in kind; —

(i) farming, including cultivation and tillage of soil;

(ii) dairy farming;

(iii) production, cultivation, growing and harvesting of any horticultural commodity;

(iv) raising of livestock, bees or poultry; and

(v) any practice performed on a farm as incidental to or in conjunction with farm operations (including any forestry or timbering operations) and preparation, for market and delivery to storage or to market or to carriage for transportation, of farm products;

(d) "bank" includes, —

(i) a banking company as defined in clause (c) of section 5 of Banking Regulation Act, 1949; Central Act 10 of 1949.

(ii) the State Bank of India constituted under the State Bank of India Act, 1955; Central Act 23 of 1955.

(iii) a subsidiary bank, as defined in the State Bank of India (Subsidiary Banks) Act, 1959; Central Act 38 of 1959.

(iv) a corresponding new bank specified in the First Schedule to the Banking Companies (Acquisition and Transfer of Undertakings) Act, 1970; Central Act 5 of 1970.

(v) any banking institution notified by the Central Government under section 51 of the Banking Regulation Act, 1949; Central Act 10 of 1949.

(vi) the Agricultural Refinance Corporation established under the Agricultural Refinance Corporation Act, 1963; Central Act 10 of 1963.

(vii) any other financial institution which may be notified in this behalf by the Administrator;

(e) "debt", with its grammatical variations and cognate expressions, means any liability in cash or kind, whether secured or unsecured, due from a debtor whether payable under a decree or order of any civil court or otherwise, but does not include —

(i) any rent or compensation due in respect of any property let out to a debtor;

(ii) any liability arising out of breach of trust in transactions other than money lending or any tortious liability;

(iii) any liability in respect of wages or remuneration due as salary or otherwise for services rendered;

(iv) any liability in respect of maintenance whether under a decree of a court or otherwise;

(v) any sum recoverable as an arrear of land revenue;

(vi) any debt due to the Central Government, a State Government, the Government of Goa, Daman and Diu, a local authority or a bank or a co-operative institution registered under the Maharashtra Co-operative Societies Act, 1960 as in force in the Union territory of Goa, Daman and Diu; Maharashtra Act 24 of 1961.

(f) "debtor" means a person who is an agricultural labourer or a rural artisan or a small farmer, who owes a debt;

(g) "rural area" means the area not declared to be a Municipal area under section 3 of the Goa, Daman and Diu Municipalities Act, 1968; 7 of 1969.

(h) "rural artisan" means a person who does not hold any agricultural land and whose principal means of livelihood is production or repair of traditional tools, implements and other articles or things needed for agricultural or purposes ancillary thereto and includes a person who normally earns his livelihood by practising a craft either by his own labour or by the labour of the members of his family in a rural area;

Explanation. — For the purpose of this clause, "member of the family" means spouse, son, unmarried daughter, and includes father, mother, grandson, widowed daughter, widowed grand-daughter solely dependent on the rural artisan for maintenance.

(i) "small farmer" means a person whose main source of livelihood is cultivation and who holds land measuring less than two hectares.

3. Stay of suits, etc. — (1) Notwithstanding anything contained in any other law for the time being in force or in any contract, custom or usage to the contrary —

(i) no civil court shall entertain any suit, application or proceeding against a debtor in respect of any debt incurred by him;

(ii) any suit, application or proceeding in relation to the recovery of a debt pending before a civil court shall be stayed; and

(iii) no decree of a civil court in relation to the recovery of a debt which was passed before the commencement of this Act shall be executed,

for a period of one year from the commencement of this Act.

(2) The Administrator may, by notification in the Official Gazette, extend the period referred to in sub-section (1) by a further period not exceeding one year.

4. Extension of period of limitation. — Notwithstanding anything contained in any other law for the time being in force, when the period of limitation is calculated for any suit, proceeding or application, or for the execution of a decree, the period during which any person was debarred from instituting such suit or proceeding or making such application or executing such decree under this Act shall be excluded.

Explanation. — For the purposes of sections 3 and 4, suit includes appeal.

5. Repeal. — The Goa, Daman and Diu Agricultural Indebtedness (Temporary Relief) Ordinance, 1975 is hereby repealed. 4 of 1975

Secretariat, K. C. D. GANGWANI
Panaji, Secretary to the Government
19th May, 1976. of Goa, Daman and Diu
Law and Judiciary Department

Notification

LD/Bill/9/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 17-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 20th May, 1976.

The Goa, Daman and Diu Excise Duty (Amendment) Act, 1976

(Act No. 10 of 1976) [17th May, 1976]

AN
ACT

further to amend the Goa, Daman and Diu Excise Duty Act, 1964.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-seventh Year of the Republic of India as follows:—

1. Short title and commencement. — (1) This Act may be called the Goa, Daman and Diu Excise Duty (Amendment) Act, 1976.

(2) It shall come into force at once.

2. Amendment of section 2. — In section 2 of the Goa, Daman and Diu Excise Duty Act, 1964 (5 of 1964) (hereinafter referred to as "the principal Act"),—

(i) after clause (d) the following clause shall be inserted, namely:—

"(dd) "Chief Secretary" means the Chief Secretary to the Government of Goa, Daman and Diu;"

(ii) for clause (g), the following clause shall be substituted, namely:—

"(g) "Excise Officer" means the Commissioner appointed under sub-section (1) of section 3 or any other Officer appointed under sub-sections (2) and (3) of section 3;"

3. Substitution of section 3. — For section 3 of the principal Act, the following section shall be substituted, namely:—

"3. Excise Authorities and delegation of powers. — (1) For carrying out the purposes

of this Act, the Government shall appoint an Officer to be called the Commissioner of Excise.

(2) To assist the Commissioner in the execution of his functions under this Act, the Government shall appoint as many Deputy or Assistant Commissioners or other Officers as may be considered necessary.

(3) The Commissioner may, subject to the rules and orders regulating the conditions of service of persons in public services and posts, appoint as many Excise Inspectors, Sub-Inspectors of Excise and such other executive or ministerial staff as may be sanctioned by the Government to assist him in the execution of his functions.

(4) The Commissioner and all other Officers and persons appointed under sub-sections (2) and (3) shall exercise such powers as may be conferred and perform such duties as may be required, by or under this Act.

(5) The Commissioner and all other Officers and persons appointed under sub-sections (2) and (3) shall be deemed to be public servants within the meaning of section 21 of Central Act the Indian Penal Code, 1860. 45 of 1860

(6) Subject to such restrictions and conditions as may be prescribed, the Government may by order in writing, delegate any of its powers under this Act to the Commissioner.

(7) Subject to such restrictions and conditions as may be prescribed, the Commissioner may, by order in writing, delegate any of his powers under this Act to the Deputy or Assistant Commissioner or to such other Officers and persons appointed under sub-sections (2) and (3)."

4. Insertion of new section 3A. — After section 3 of the principal Act, the following section shall be inserted, namely:—

"3A. Uniforms. — Such members of the staff appointed to perform duties under the Act shall wear such uniform which shall be supplied to them free of cost and shall be entitled to such allowances as may be prescribed."

5. Amendment of section 10. — For section 10 of the principal Act, the following section shall be substituted, namely:—

"10. Prohibition or restriction of import, export, transport, possession, manufacture or sale of excisable articles. — Notwithstanding anything contained in this Act, the Government may, if it considers necessary in the public interest so to do, by notification, prohibit or restrict the import, export, transport, possession, manufacture or sale of any or all excisable articles within Goa, Daman and Diu or any part thereof."

6. Amendment of section 15. — In section 15 of the principal Act, after sub-section (1), the following proviso shall be inserted, namely:—

"Provided that the Government may, if it considers necessary in the public interest so to do, by order, published in the Official Gazette, direct

that no licence shall be granted for manufacture or sale of any or all excisable articles and foreign liquors within Goa, Daman and Diu or any part thereof."

7. Amendment of section 19.—In section 19 of the principal Act, —

(i) in the first paragraph, for the word "vendor" wherever it occurs, the words "vendor or a manufacturer" shall be substituted;

(ii) in clause (a), for the figures and word "18 years", the figures and word "21 years" shall be substituted.

8. Amendment of section 22.—In section 22 of the principal Act, in sub-section (2), —

(i) after clause (k), the following clause shall be inserted, namely: —

"(kk) fee leviable in respect of appeal;"

(ii) the word "and" appearing at the end of clause (q) shall be deleted;

(iii) for the full stop appearing at the end of clause (r), the semi-colon shall be substituted and thereafter the word "and" shall be added;

(iv) after clause (r), the following clause shall be inserted, namely:—

"(s) the terms and conditions under which the Government distillery units may be leased."

9. Amendment of section 30.—For section 30 of the principal Act, the following section shall be substituted, namely:—

"30. Penalty for contravention of provision.—Whoever, in contravention of this Act, or of any rules or orders made thereunder, or of the conditions in any licence or permit obtained under this Act,—

(a) imports, exports, transports or possesses any excisable article; or

(b) manufactures or produces any excisable article or bottles liquor; or

(c) constructs or works any distillery, brewery or pot still; or

(d) uses, keeps, or has in his possession any materials, still, utensils, implements or apparatus whatsoever for the purpose of manufacturing any excisable article; or

(e) sells any excisable article or foreign liquor; or

(f) draws toddy from any tree,

shall, on conviction before a Magistrate, be punished for each such offence with—

(i) imprisonment which may extend to three years, with or without fine, if the offence relates to intoxicating drug or opium as defined in clauses (kkk) and (oo) respectively, of section 2;

(ii) a fine which may extend to one thousand rupees or imprisonment for a term which may extend to one year or with both, if the offence relates to any other matter:

Provided that in respect of any offence under clause (f), the amount of fine may be such lower figure as may be prescribed."

10. Amendment of section 39A.—In section 39A of the principal Act —

(i) a comma shall be inserted after the words "rules made thereunder";

(ii) the comma appearing after the words and figures "under section 34" shall be deleted; and

(iii) after the words "under section 34", the words "or an offence relating to intoxicating drugs or opium as defined in clauses (kkk) and (oo) of section 2," shall be inserted.

11. Amendment of section 40.—For section 40 of the principal Act, the following section shall be substituted, namely:—

"40. Appeals.—Any person deeming himself aggrieved by any decision or order passed under this Act or the rules made thereunder by any Excise Officer other than the Commissioner may, within ninety days from the date of such decision or order, appeal against such decision or order, to the Commissioner; and where the decision or order is passed by the Commissioner including the order passed in revision under section 41 the appeal shall lie to the Chief Secretary. In disposing of the appeal the Commissioner or the Chief Secretary, as the case may be, may, after giving reasonable opportunity of being heard:—

(a) confirm the decision or order appealed against; or

(b) reduce, enhance or annul any amount involved in the decision or order appealed against; or

(c) pass such other orders as he may think fit."

12. Amendment of section 41.—For section 41 of the principal Act, the following section shall be substituted, namely:—

"41. Revision.—(1) When the decision or order is passed under this Act or the rules made thereunder by any Excise Officer other than the Commissioner, the Commissioner of his own motion may revise such decision or order after considering the facts of the case.

(2) In disposing of the revision, the Commissioner shall have the same powers as those of the appellate authority under section 40."

Secretariat,
Panaji,
19th May, 1976.

K. C. D. GANGWANI
Secretary to the Government
of Goa, Daman and Diu
Law and Judiciary Department

Notification

LD/Bill/11/76

The following Bill passed by the Legislative Assembly of Goa, Daman and Diu and assented to by the Administrator of Goa, Daman and Diu on 17-5-76 is hereby published for general information.

B. S. Subbanna, Draftsman (Law and Judiciary Department).

Panaji, 20th May, 1976.

The Goa, Daman and Diu Buildings (Lease, Rent and Eviction)
Control (Amendment) Act, 1976

[Act No. 11 of 1976] [17th May, 1976]

AN
ACT

to amend the Goa, Daman and Diu Buildings (Lease,
Rent and Eviction) Control Act, 1968.

Be it enacted by the Legislative Assembly of Goa,
Daman and Diu in the Twenty-seventh Year of the
Republic of India as follows:—

1. *Short title and commencement.*— (1) This Act
may be called the Goa, Daman and Diu Buildings
(Lease, Rent and Eviction) Control (Amendment)
Act, 1976.

(2) It shall come into force at once.

2. *Amendment of section 22.*— In the
Goa, Daman and Diu Buildings (Lease,
Rent and Eviction) Control Act, 1968, 2 of 1969
in section 22, —

(1) in sub-section (2), —

(i) for clause (a), the following clause shall
be substituted, namely:—

“(a) that the tenant is in arrears in payment
of rent due by him in respect of the building for
a total period of three months and has failed
to pay or tender such arrears of rent as are
legally recoverable from him within thirty days
of the receipt of or of the refusal of a registered
notice served on him by the landlord for such
arrears; or”;

(ii) the proviso shall be omitted;

(2) after sub-section (2), the following shall be
added, namely:—

“(3) No order for the eviction of a tenant shall
be made on the ground specified in clause (a) of
sub-section (2), if the tenant, within thirty days
of the service of the summons of proceedings on
him, pays or tenders to the landlord or deposits
with the controller the arrears of rent due by him
up to the date of such payment, tender or deposit
together with the cost of application:

Provided that no tenant shall be entitled to the
benefit under this sub-section, if, having obtained
such benefit once in respect of any building he
again makes a default in the payment of rent of
that building for a total period of three months.

(4) In any proceeding falling under clause (a)
of sub-section (2), if the controller on an applica-
tion made to it is satisfied that the tenant's
default to pay, tender or deposit rent was not with-
out reasonable cause, he may, notwithstanding
anything contained in sub-section (3) or in sec-
tion 32, after giving the parties an opportunity
of being heard, give the tenant a reasonable time,
to pay or tender the rent due by him to the land-
lord upto the date of such payment or tender and
on such payment or tender the application shall
be rejected.”.

Secretariat,
Panaji,
20th May, 1976.

K. C. D. GANGWANI
Secretary to the Government
of Goa, Daman and Diu
Law and Judiciary Department

Notification

LD/CS/JB/R/73-75

In exercise of the powers conferred by sub-sec-
tion (2) of section 17 of the Goa, Daman and Diu
(Judicial Commissioner's Court) Regulation, 1963
and all other powers enabling him in this behalf, the
Administrator of Goa, Daman and Diu hereby makes
in consultation with the Judicial Commissioner the
following rules so as to amend the Goa, Daman and
Diu Civil Service (Judicial Branch) Rules, 1973,
namely:—

1. *Short title and commencement.*— (1) These
rules may be called the Goa, Daman and Diu Civil
Service (Judicial Branch) (Fourth Amendment)
Rules, 1976.

(2) They shall come into force at once.

2. *Amendment of rule 3.*— In rule 3 of the Goa,
Daman and Diu Civil Service (Judicial Branch)
Rules, 1973, (hereinafter referred to as the principal
“Rules”),—

(i) in sub-rule (2), for the clause (iii), the fol-
lowing clause shall be substituted, namely:—

“(iii) Grade II”.

(ii) in sub-rule (3), for the expression “and
those in Grade II (Senior) and Grade II (Junior)”
the expression “Grade II” shall be substituted.

3. *Amendment of rule 5.*— In rule 5 of the prin-
cipal Rules,—

(i) in sub-rule (1), the brackets and word
“(Junior)” appearing after the word and figure
“Grade II” shall be deleted.

(ii) after sub-rule (2), the following shall be
inserted, namely:—

“(3) The promotion of the members of the
Service shall be ordered by the Administrator
on the recommendation of the Judicial Commis-
sioner's Court”.

4. *Amendment of rule 6.*— In rule 6 of the principal
Rules, in sub-rule (1), the brackets and word “(Ju-
nior)” appearing after the word and figure “Grade
II” shall be deleted.

5. *Amendment of rule 12.*— In rule 12 of the prin-
cipal Rules,—

“(i) For sub-rule (2), the following shall be
substituted, namely:—

(2) (i) For the purpose of appointment of the
person referred to in sub-rule (1), the Adminis-
trator shall require a Special Committee of
three members constituted for the time being
for the purpose, to make a formal selection from
among the officers referred to in the said sub-
rule (1) who in its opinion are suitable for ap-
pointment to the service. The names of the offi-
cers so selected shall be arranged by the said
Special Committee according to the length of
service in the grade/or on the basis of order of
merit in the select list. The list of the names so
prepared shall, subject to Administrator's ap-
proval, determine the inter-se seniority of the
officers in the grade:

Provided that any list prepared by the Selec-
tion Committee in accordance with the provisi-

ons of earlier rule and pending with the Administrator may be referred to the said Selection Committee or to a new Committee constituted for the purpose with direction to prepare a fresh list in accordance with the rule as amended.

(ii) The list prepared under clause (1) shall be forwarded by the Special Committee to the Administrator.

(iii) The list as approved by the Administrator shall be final.

(ii) For sub-rule (3), the following shall be substituted, namely:—

“(3) Initial appointment of the officers to the service shall be made in the order in which their names have been included in the finally approved list referred to in the amended sub-rule (2) and that the inter-se seniority of the appointees shall be as fixed in the said list.”.

6. *Amendment of rules 15 and 16.*—In rules 15 and 16 of the principal Rules, the brackets and word “(Junior)” appearing after the word and figure “Grade II” wherever they occur shall be deleted.

7. *Amendment of rule 21.*—In rule 21 of the principal Rules,—

(i) in sub-rule (1), the clause (iii) shall be deleted.

(ii) the existing clause (iv) shall be renumbered as clause (iii) and the brackets and word “(Junior)” appearing after the word and figure “Grade II” shall be deleted.

8. *Amendment of rule 22.*—For the rule 22 of the principal Rules, the following shall be substituted, namely:—

22. Appointment to Grade I and Selection Grade of the Service. —

(1) (a) A duty post in Grade I shall be filled by promotion of a member of the service in Grade II.

(b) A duty post in Selection Grade shall be filled by promotion of a member of the Service in Grade I.

(2) (i) An Officer with a minimum of four years of service in Grade II shall be eligible for being considered for appointment to Grade I;

(ii) An Officer with a minimum of three years of service in Grade I shall be eligible for being considered for appointment to Selection Grade.

Provided that service in a duty post or an equivalent or higher post under Central Government, Government of Goa, Daman and Diu or in a State Civil Service (Judicial) shall count towards the period contemplated in this sub-rule.

9. *Amendment of rule 24.*—For rule 24 of the principal Rules, the following shall be substituted, namely:—

“24. Posting, transfer etc. — As from the commencement of these rules, the powers of posting, transfer and grant of leave to the members of the Service shall vest in the Judicial Commissioner's Court.”.

10. *Amendment of Schedule.*—For the Schedule appended to the principal Rules, the following shall be substituted, namely:—

SCHEDULE

(See rules 4 and 12)

The authorised strength of the services and the nature of posts included in it are as follows:—

	Selection Grade
1. District and Sessions Judge	1
2. Additional District and Sessions Judge	1
Total	2
1. Civil Judge (Senior Division)	6
2. Deputation reserve	1
Total	7
1. Civil Judge (Junior Division)	10
2. Deputation reserve	1
Total	11

By order and in the name of the Administrator of Goa, Daman and Diu.

K. C. D. Gangwani, Law Secretary.

Panaji, 24th May, 1976.

Notification

LD/1046/76

The following notification received from the Government of India, Ministry of Labour New Delhi, is hereby republished for general information of the public.

M. S. Borkar, Under Secretary (Law).

Panaji, 8th March, 1976.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR

(SHRAM MANTRALAYA)

New Delhi the 23rd January, 1976

Notification

G.S.R. 38(E) In exercise of the powers conferred by sub-section (1) of section 37 of the Apprentices Act, 1961 (52 of 1961), and after consulting the Central Apprenticeship Council the Central Government hereby makes the following rules further to amend the Apprenticeship Rules, 1962, namely:—

1. (1) These rules may be called the Apprenticeship (Second Amendment) Rules, 1976.

(2) They shall come into force on the date of their publication in the Official Gazette.

2. In rule 7 of the Apprenticeship Rules, 1962, for sub-rules (1) and (1A), the following sub-rules shall be substituted, namely: —

“(1) The minimum rates of Stipend payable to trade apprentices shall be as follows: —

During the first year of training	Rs. 130/- per month
During the second year of training	Rs. 140/- per month
During the third year of training	Rs. 150/- per month
During the fourth year of training	Rs. 200/- per month

provided that in the case of trade apprentices referred to in clause (a) of section 6 of the Act, the period of training already undergone by them in a school or other institution recognised by the National Council, shall be taken into account for the purpose of determining the rate of stipend payable.

(1A) The minimum rates of stipend payable to graduate or technician apprentices shall be as follows: —

(i) Engineering Graduates	Rs. 280/- per month (for post Institutional Training).
(ii) Sandwich course student from Degree Institutions	Rs. 180/- per month.
(iii) Diploma Holders	Rs. 180/- per month (for post Institutional Training).
(iv) Sandwich course student from Diploma Institutions.	Rs. 150/- per month”.

No. DGET-13(1)/75-AP

Sd/-

ISHWAR CHANDRA
Joint Secretary.